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PATENT
Atty. Docket No. 28944/40075

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Romier et al.)
) Title: Method of Manufacturing a
) Bituminous Coated Aggregate Mix
Serial No.: 10/624,023)
) Group Art Unit: 1723
)
Filed: July 21, 2003) Examiner: Tony Glen Soohoo
)

AMENDMENT TRANSMITTAL and
PETITION FOR EXTENSION OF TIME

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment for the above application.

CERTIFICATE OF MAILING (37 CFR 1.8)

I hereby certify that this paper and the documents referred to as enclosed therewith are being deposited with the United States Postal Service as first class mail, postage prepaid, on **September 28, 2005**, in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

10/03/2005 SSESHE1 00000031 10624023

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J. William Frank III, Reg. 25,626

1. **Small Entity Status**

☐ Small entity status has been established and is still effective.

2. **Extension of Time**

☒ This is a petition for an extension of time under 37 CFR 1.136 for the total number of months checked below:

EXTENSION (MONTHS)		FEE FOR LARGE ENTITY		FEE FOR SMALL ENTITY
One Month		\$ 120.00		\$ 65.00
Two Months		\$ 450.00		\$ 225.00
Three Months	X	\$1,020.00		\$ 510.00
Four Months		\$1,590.00		\$ 795.00
Five Months		\$2,160.00		\$1,080.00

If an additional Extension of Time is required, please consider this a petition therefor.

Extension Fee: \$1,020.00

☐ An extension for _____ month(s) has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

Deduction \$

Extension Fee Due With This Request \$1,020.00

3. **Fee for Claims**

The fee for additional claims [(37 CFR 1.16(b)-(d))] has been calculated as shown below:

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Additional Fee	Rate	Additional Fee
TOTAL	24	MINUS	20	=4	X \$25=	\$	X \$50 =	\$200.00
INDEP.	2	MINUS	3	=0	X \$100 =	\$	X \$200 =	\$
<input type="checkbox"/> First Presentation of Multiple Dependent Claim					+ \$180 =	\$	+ \$360 =	\$
TOTAL ADDITIONAL CLAIM FEE(s)						\$	OR	\$200.00

TOTAL FEES DUE: \$1,220.00

3. **Method of Payment of Fees**

- ☒ Attached are (2) PTO-2038 in the amounts of: \$1,020.00
\$200.00
- ☐ Charge Deposit Account No. 50-1903
in the amount of:
- ☒ *A copy of this Transmittal is enclosed.*

4. **Deposit Account and Refund Authorization**

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 1.17, except issue fees, to Deposit Account No. 50-1903. A copy of this Transmittal is enclosed.

Please refund any overpayment to McCracken & Frank LLP at the address below.

Respectfully submitted,

McCracken & Frank LLP

By: 

J. William Frank III

Reg. No: 25,626

September 28, 2005

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